Lexington-Fayette Urban County Government

200 E. Main St Lexington, KY 40507



Docket

Thursday, June 18, 2015 6:00 PM

Council Chambers

Urban County Council

I. Roll Call

II. Invocation

III. Presentation

0842-15 Recognition - Calvary Church of the Nazarene Community Partnership

IV. Ordinances – Second Reading

- 1. 0754-15 An Ordinance amending Articles 1, 8 and 23 of the Zoning Ordinance to amend the definition and regulation of "day shelters". (Urban County Council). Approval 9-0 [Div. of Planning, King]
- 2. 0713-15 An Ordinance amending Section 23-18(c) of the Code of Ordinances, relating to the maximum age requirement for firefighter candidates. [Dept. of Public Safety, Bastin]
- 3. O740-15 An Ordinance to amend Ordinance No. 134-2014 amending Article 21-7(a) of the Zoning Ordinance to allow as a minor amendment, the reduction of surplus parking spaces depicted on the original development plan, to correct a clerical error in the title. [Dept. of Law, Graham]
- 4. 0748-15 An Ordinance amending the authorized strength by abolishing one (1) Unclassified Civil Service Position of Administrative Specialist Principal, Grade 518E, and creating one (1) Classified Civil Service Position of Administrative Specialist Principal, Grade 518E, in the Div. of Water Quality. [Div. of Human Resources, Maxwell]
- 5. O750-15 An Ordinance partially amending Section 3 of Ordinance No. 22-2015, relating to fees for sanitary sewer service rates, to change the amount of the fee for sanitary sewer service for residential users subject to Schedule A from \$4.21 per unit for usage in excess of one (1) unit, to \$4.29 effective July 1, 2015. [Div. of Revenue, Cook]
- 6. 0758-15 An Ordinance amending the authorized strength by changing the pay grade for one (1) position of Director of Traffic Engineering from Grade 532E to Grade 533E; one (1) position of Traffic Engineer from Grade 520E to Grade 522E; one (1) position of Traffic Engineering Construction Supervisor from Grade 519E to Grade 523E and one (1) position of Associate Traffic Engineer

twenty-four (24) positions of Telecommunicator from Grade 513N to Grade 514N; reallocating the incumbents; adjusting the hourly rate for the affected incumbents; all in the Div. of Emergency Management/911; changing the pay grade of one (1) position of Technical Services Supervisor from Grade 519E to Grade 521E; changing the pay grade of Electronic Technician from Grade 514N to Grade 515N; reallocating the incumbents; abolishing one (1) position of Electronic Technician Sr., Grade 516N; and creating one position of Electronic Technician, Grade 515N; reclassifying the incumbent; adjusting the biweekly salary or hourly rate of the affected incumbents; all in the Div. of Police; abolishing one (1) position of Clerical Assistant, Grade 505N; and creating one (1) position of Mailroom Clerk, Grade 508N; all in the Dept. of General Services; correcting the job date for Richard Flewelling, Eligibility Counselor from July 1, 2005 to December 1, 1977; adjusting the biweekly salary of the affected incumbent; in the Div. of Adult Services; abolishing two (2) positions of Operations Manager, Grade 520E; creating one (1) position of Skill Trades Manager, Grade 521E; creating one (1) position of Public Service Manager, Grade 521E; creating two (2) positions of Recreation Manager, Grade 518E; abolishing one (1) position of Sr. Adult & Therapeutic Recreation Services Administrator, Grade 520E; creating five (5) positions of Recreation Manager Sr., Grade 520E; abolishing five (5) positions of Recreation Supervisor, Grade 514E; creating one (1) position of Recreation Specialist Sr., Grade 516E; abolishing one (1) position of Equestrian Park Program Supervisor, Grade 516E and one (1) position of Park Naturalist; Grade 516E; reclassifying the incumbents; adjusting the biweekly salaries of the affected incumbents; all in the Div. of Parks and Recreation; effective July 1, 2015. [Div. of Human Resources, Maxwell]

7. 0779-15

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and re-appropriating funds, Schedule No. 69. [Div. of Budgeting, Lueker]

8. 0658-15

An Ordinance amending the compensation system salary schedules and Sections 22-53.2, and 23-28 of the Code of Ordinances providing a two percent (2%) structure movement to the salary schedules applicable to all full-time and part-time positions in the classification and compensation system; providing

that all full-time and part-time employees in the classification and compensation system who receive a satisfactory score on their performance evaluation, pursuant to Sections 21-29(d) and 22-26(5) of the Code of Ordinances, shall receive a four percent increase; providing that section notwithstanding, all employees at the maximum of the grade salary range shall receive a four percent (4%) pay increase; amending Section 23-32(d) of the Code of Ordinances modifying the existing step structure for the positions of Police Chief. Grade 324E, and Fire Chief, Grade 324E; increasing the salary by four percent (4%) for one (1) position of ABC Administrator - P\T, within the Office of Alcohol Beverage Control, three (3) positions of Law Clerk - P\T, within the Dept. of Law, one (1) position of Park Patrol Coordinator - P/T, within the Div. of Parks and Recreation. all to become effective June 29, 2015. [Div. of Human Resources, Maxwell]

9. 0812-15

An Ordinance appropriating the Revenues. Expenditures/Expenses and Interfund Transfers for the General Services District Fund, the Tenant Relocation Fund, the Full Urban Services Districts Fund, the Police Confiscated Federal Fund, the Police Confiscated State Fund, the Public Safety Fund, the Municipal Aid Program Fund, the Miscellaneous Special Revenue Fund, the Police Confiscated - Treasury Fund, the Lexington Jobs Fund, the Affordable Housing and Homelessness Fund, the FY 2016 Bond Projects Funds, the Sanitary Sewer Revenue and Operating Fund, the Sanitary Sewer Construction Fund, the Lexington-Fayette Urban County Government Public Facilities Corporation General Fund, the Lexington-Fayette Urban County Government Public Facilities Corporation Parks Projects Fund, the Water Quality Management Fund, the Water Quality Management Construction Fund, the Landfill Fund, the Right of Way Program Fund, the Extended School Program Fund, the Prisoners' Account Fund, the Enhanced 911 Fund, the Central Ky. 911 Fund, the Lexington-Fayette Urban County Government Public Library Corporation Fund, the City Employees' Pension Fund, the Police and Fire Retirement Fund of the Lexington-Fayette Urban County Government, the Medical Insurance Fund, the Property and Casualty Claims Fund, and the Reallocation of Bond Project Funds, on a divisional level by four (4) control levels, for the Fiscal Year ending June 30, 2016, for the Lexington-Favette Urban County Government and its agencies and instrumentalities;

approving and adopting the Capital Improvement Program for Fiscal Years (FY) 2016 through (FY) 2021, as a portion of the Fiscal Year (FY) 2016 Annual Capital Improvements Budget; and approving funding for the Lexington-Fayette Urban County Tourist and Convention Commission from the Transient Room Tax, said funding to equal 99 1/2% of the revenue from the tax. [Div. of Budgeting, Lueker]

Docket

V. Ordinances – First Reading

0838-15 10.

An Ordinance amending certain of the Budgets of the Lexington-Fayette Urban County Government to reflect current requirements for municipal expenditures, and appropriating and re-appropriating funds, Schedule No. 1. [Div. of Budgeting, Lueker]

Resolutions - Second Reading VI.

- 0724-15 1.
- A Resolution accepting the bid of Windstream KDL, LLC, in accordance with the provisions of Ordinance No. 126-2014, creating and offering for sale a short term franchise for the operation of a non-exclusive telecommunications system in Fayette County, and authorizing the Mayor, on behalf of the Urban County Government, to execute a Franchise Agreement with Windstream KDL, LLC, incorporating the terms and conditions of Ordinance No. 126-2014. (1 Bid) [Slatin]
- 2. 0736-15
- A Resolution accepting the bids of Central Equipment Co.; Century Equipment, Inc.; and Montgomery Tractor Sales, Inc., for Tractor and Mower Parts, for the Div. of Facilities and Fleet Management. (3 Bids, Low) [Baradaran]
- 0738-15 3.
- A Resolution accepting the bids of Gillie Hyde Ford Lincoln, Inc.; Alton Blakley Ford Lincoln Mazda; Bluegrass International; Power Train of Ky.; Fleet Pride; O'Reilly Automotive Stores, Inc. d/b/a O'Reilly Auto Parts: NAPA Auto Parts d/b/a Shelby County Automotive; KOI Auto Parts; Midwest NAPA; and Advance Stores Company, Inc. d/b/a Carquest Auto Parts, establishing price contracts for vehicle filters, for the Div. of Facilities and Fleet Management. (10 Bids, Low) [Baradaran]
- 0747-15 4.
- A Resolution accepting the bid of Aramsco, Inc., establishing a price contract for hospital PPE kits, for the Div. of Emergency Management/911. (1 Bid) [Dugger]

and Environmental Cabinet-Div. of Waste Management, which Grant funds are in the amount of \$110,000 Commonwealth of Ky. funds, are for the Fayette County Household Hazardous Waste Recycling Event, the acceptance of which obligates the Urban

County Government for the expenditure of a 25% local match in the amount of \$28,007, which will be provided from documentation of employee wages, volunteers and program advertising, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. [Div. of Grants and Special Programs/Dept. of Environmental Quality and Public Works, Gooding/Holmes]

11. 0681-15

A Resolution authorizing the Div. of Community Corrections to procure the upgrade of the fire alarm panel and related services from Siemens Building Technologies, Inc., a sole source provider, at a cost not to exceed \$176,400, and authorizing the Mayor, on behalf of the Urban County Government, to sign any necessary Agreement with Siemens Building Technologies, Inc., related to the procurement. [Div. of Community Corrections, Ballard]

12. 0685-15

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a Lease Agreement with the Lexington & Fayette County Parking Authority for space located at 162 East Main St. [Div. of Facilities and Fleet Management, Baradaran]

13. 0695-15

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 3 to the Contract with EOP Architects, PSC, for the Old Courthouse Structural Study, increasing the contract price by the sum of \$2,614.36 from \$169,573.75 to \$172,188.11. [Div. of Facilities and Fleet Management, Baradaran]

14. 0711-15

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Fire Commission and to provide any additional information requested in connection with this Grant Application, which Grant funds are in the amount of \$7,750 Commonwealth of Ky. funds, and are for the purchase of a portable, durable, multi-function forcible door entry simulator for firefighter training. [Div. of Grants and Special Programs, Dept. of Public Safety, Gooding/Bastin]

15. 0714-15

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept the Proposals for FY2016 for excess liability insurance from, and to execute any necessary contracts and documents on behalf of the Urban County Government with, the following insurance companies and/or their respective broker J. Smith Lanier & Co. - Lexington/Powell Walton Milward; aviation

from Old Republic Insurance at a cost not to exceed \$30,231.00; general, auto, public officials, law enforcement, and professional from American Alternative Insurance (Munich Re) at a cost not to exceed \$526,951.00; property from Affiliated Factory Mutual (FM) at a cost not to exceed \$323,658.83; cyber from National Union Fire Insurance Co. of Pittsburgh, PA at a cost not to exceed \$28,530.00; pollution from AIG Specialty Insurance Co. at a cost not to exceed \$20,341.00; and workers' compensation from Safety National Casualty Corp. at a cost not to exceed \$325,628.00, all subject to sufficient funds being appropriated. [Div. of Risk Management, Johnston]

16. 0715-15

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute the First Amendment to Lease Agreement with North Central Area Health Education Center (AHEC), extending the lease for one (1) additional year beginning July 1, 2015 and ending on June 30, 2016. [Dept. of Social Services/Dept. of General Services, Ford/Reed]

17. 0717-15

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a First Amendment to Lease Agreement with West End Community Empowerment Project of Lexington, Inc., extending the term of its lease by one year. [Dept. of General Services, Reed]

18. 0718-15

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a First Amendment to Lease Agreement with the Urban League of Lexington, Fayette County, Inc., extending the term of its lease by one year. [Dept. of General Services, Reed]

19. 0721-15

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute a First Amendment to Lease Agreement with NAMI Lexington (KY), Inc., extending the term of its lease by one year. [Dept. of General Services, Reed]

20. 0722-15

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute any necessary documents and accept a Deed conveying permanent sanitary sewer and temporary construction easements across the property located at 1185 Deer Haven Ln., for a gravity sanitary sewer line, at a cost not to exceed \$209.09. [Div. of Water Quality, Martin]

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21. 0725-15

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Amendment No. Three (3) to the Agreement with Bluegrass Area Development District, to accept additional funds in the amount of \$65,107.95 and to amend service delivery/budget back-up for operation of the Lexington Senior Citizens Center. [Div. of Grants and Special Programs/Dept. of Social Services, Gooding/Ford]

22. 0729-15

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute a multi-year Agreement with Vision Internet Providers, Inc., as the sole-source provider, for an upgrade to the Lexington-Fayette Urban County Government Intranet website, at a cost not to exceed \$29,050 in Fiscal Year 2015, with additional funding for required subscription services subject to appropriation of sufficient funds in future Fiscal Years. [Div. of Computer Services, Nugent]

23. 0731-15

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the U.S. Dept. of Justice, to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of \$157,390 Federal funds under the Edward Byrne Memorial Justice Assistance Grant Program, are for the purchase of equipment and training for the Div. of Police, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Bastin]

24. 0739-15

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit six (6) Grant Applications to the Ky. Office of Homeland Security and to provide any additional information requested in connection with these Grant Applications, which Grant funds are in the amount of \$445,880 Federal funds under the 2015 State Homeland Security Grant Program, and are for the purchase of hazardous material detection and mitigation equipment (\$65,000), coded key card entry system (\$100,000) and cyber security hardware and software (\$8,000) for the Div. of Fire and Emergency Services; and the purchase of a multi-purpose training prop and bomb suit for the Hazardous Devices Unit (\$142,800) and a searchlight system for the Air Support Unit (\$130,080) for the Div. of Police. [Div of Grants and Special Programs/Dept. of Public Safety, Gooding/Bastin]

25.	0742-15	A Resolution amending Resolution No. 332-2014 which authorized the Mayor, on behalf of the Urban County Government, to execute an Agreement with EHI Consultants, for an Armstrong Mill West Small Area Plan at a cost not to exceed \$104,775, to correct a clerical error in Section 2 of the Resolution. [Dept. of Law, Graham]
26.	0743-15	A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with Gilpin Masonry Construction, Inc., for Stone Arch Repairs at the Dunbar Community Center, increasing the contract price by the sum of \$25,276 from \$39,400 to \$64,676. [Dept. of General Services, Reed]
27.	0745-15	A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute and submit a Grant Application to the Ky. Dept. of Juvenile Justice, and to provide any additional information requested in connection with this Grant Application, and to accept this Grant if the application is approved, which Grant funds are in the amount of \$34,182 Commonwealth of Ky. funds under the FY 2016 State Discretionary Grant Funds, are for continuation of the Juvenile Surveillance Program, professional services, anger management counseling, drug testing services, ankle monitors, bus tokens, food and supplies, the acceptance of which does not obligate the Urban County Government for the expenditure of funds, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. [Div. of Grants and Special Programs/Dept. of Social Services, Gooding/Ford]
28.	0749-15	A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 1 to the Contract with JRJ Contracting, LLC, for the Shillito Sports Field Irrigation Project, increasing the contract price by the sum of \$1,000 from \$49,000 to \$50,000. [Dept. of General Services, Reed]
29.	0781-15	A Resolution encouraging the Ky. General Assembly to increase the Commonwealth's minimum wage. [Council Office, Maynard]
30.	0798-15	A Resolution authorizing the Mayor, on behalf of the Urban County

Government, to execute an Agreement with Commonwealth of Ky. Transportation Cabinet, Dept. of Highways, to reimburse the

Urban County Government up to \$330,000 for operation and

maintenance of traffic signals and electrical traffic control devices on the state primary road system. [Council Office, Maynard]

VII. Resolutions – First Reading

31.	0752-15	A Resolution	accepting	the b	oid of	Fuel	Band,	, LLC, ir	າ the a	amount
		of \$19,888,	for the	repair	of	the	outside	e rear	wall	at the
		Government	Center,	for	the	Div.	of F	acilities	and	Fleet
		Management	. (3 Bids,	Low) [Barad	daran	1			

- 32. 0785-15 A Resolution accepting the bid of Toter, LLC, establishing a price contract for Roll Carts, for the Div. of Waste Management. (5 Bids, Low) [Thurman]
- A Resolution accepting the bid of Comtronics, Inc., establishing a price contract for Installation, Repair & Removal of Vehicle Electronic Equipment, for the Div. of Waste Management. (1 Bid) [Thurman]
- A Resolution ratifying the Permanent Classified Civil Service Appointment of: Rob Ballard, Arborist Technician, Grade 515N, \$18.923 hourly in the Div. of Environmental Services, effective June 8, 2015; and ratifying the following Unclassified Civil Service Pay Increase in the Office of the CAO: Sarah Hamilton, Chief Administrative Officer, Grade 539E, from \$4,570.12 biweekly to \$5,000.00 biweekly, effective June 29, 2015. [Div. of Human Resources, Maxwell]
- A Resolution authorizing the Div. of Human Resources to make conditional offers to the following Probationary Classified Civil Service Appointments: Dawn Morris, Administrative Specialist Principal, Grade 518E, \$1,846.18 biweekly in the Div. of Fire and Emergency Services, effective July 13, 2015 and Christopher Wilson, Heavy Equipment Technician, Grade 516N, \$19.854 hourly in the Div. of Facilities and Fleet Management, effective upon passage of Council. [Div. of Human Resources, Maxwell]
- A Resolution authorizing the Mayor, on behalf of the Urban County Government, to execute an Agreement with God's Pantry (\$2,700), for the Office of the Urban County Council, at a cost not to exceed the sum stated. [Council Office, Maynard]

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37. 0723-15

A Resolution authorizing the Div. of Water Quality to purchase a heavy duty sluice gate for the Town Branch Waste Water Treatment Plant, from BissNuss, Inc., a sole source provider, and authorizing the Mayor, on behalf of the Urban County Government, to execute any necessary agreement with BissNuss, Inc. related to the procurement, at a cost not to exceed \$25,216. [Div. of Water Quality, Martin]

38. 0730-15

A Resolution amending Resolution No. 588-2014, accepting the bid of Level 3 Communications, Inc. (formerly TW Telecom Holdings, Inc.) and establishing a price contract for internet access redundancy, and authorizing the Mayor, on behalf of the Urban County Government, to execute an Addendum to Contract No. 281-2014 for additional telephone lines for the LFUCG telephone system, at a cost not to exceed \$28,878.24 in Fiscal Year 2016. [Div. of Computer Services, Nugent]

39. 0753-15

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Ky. Commercial Mobile Radio Service Emergency Communications Board, which Grant funds are in the amount of \$703,430.41 Commonwealth of Ky. funds, are for the Lexington 911 PSAP Customer Premise Equipment Upgrade Project for FY 2016, the acceptance of which does not obligate the Urban County Government for the expenditure of funds and authorizing the Mayor to transfer unencumbered funds within the Grant budget. [Div. of Grants and Special Programs/Dept. of Public Safety, Gooding/Bastin]

40. 0756-15

A Resolution authorizing the Mayor, on behalf of the Urban County Government, to accept a donation of one \$25.00 Kroger gift card from Joanna Rodes, for client incentives for families served by the Family Care Center. [Dept. of Social Services, Ford]

41. 0757-15

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to accept a Grant from the Environmental Protection Agency, which Grant funds are in the amount of \$200,000 Federal funds, are for the remediation of environmental concerns identified at the Old Fayette County Courthouse, the acceptance of which obligates the Urban County Government for the expenditure of \$40,000 as a local match, and authorizing the Mayor to transfer unencumbered funds within the Grant budget. [Div. of Grants and Special Programs/Dept. of Environmental Quality and Public Works, Gooding/Holmes]

42. 0827-15

A Resolution authorizing and directing the Mayor, on behalf of the Urban County Government, to execute Change Order No. 18 to the Contract with Marrillia Design & Construction, for the Senior Citizen Center Construction Project, increasing the contract price by the sum of \$ 336,699.00 from \$9,111,061.07 to \$9,447,760.07. [Council Office, Maynard]

43. 0837-15

A Resolution designating the speed limit on Jouett Creek Dr. as 25 miles per hour and authorizing and directing the Div. of Traffic Engineering to install proper and appropriate signs in accordance with the designation. [Council Office, Maynard]

VIII. Communications From the Mayor

0814-15

- 1. Recommending the appointment of Mr. Michael Graves to the Address Enforcement Administrative Hearing Board, with term to expire 6/18/2018.
- 2. Recommending the reappointments of Mr. David Martorano, as At-Large representative, Ms. Jacqueline Matar, as Physician representative, and Mr. John Riley, as Physician representative, to the Board of Health, with terms to expire 6/30/2017.
- 3. Recommending the reappointment of Ms. Bryanna Carroll to CASA of Lexington, with term to expire 6/18/2019.
- 4. Recommending the reappointment of Ms. Lendy Brown, as Bluegrass Conservancy representative, to the Historic Preservation Commission, with term to expire 6/18/2019.
- 5. Recommending the reappointment of Ms. Joan Whitman to the Housing Authority Board, with term to expire 6/18/2019.
- 6. Recommending the reappointment of Dr. Adam Sovkoplas, as Bracktown Neighborhood Association representative, to the Masterson Station Park Advisory Board, with term to expire 6/18/2019.
- 7. Recommending the reappointment of Ms. Cordelia Harbut to the Parking Authority Board, with term to expire 6/18/2019.
- 8. Recommending the reappointment of Ms. Lydia Jacobs to the Social Services Advisory Board, with term to expire 6/18/2019.
- 9. Recommending the reappointment of Ms. Georgia Hinkel, as Painter representative, to the Urban County Arts Review Board, with term to expire 6/18/2019.

IX. Announcements

X. Public Comments

Adjournment